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2 UNITED STATES DISTRICT COURT
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA
4 OAKLAND DIVISION
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6 STEPHEN WHITEWAY, individually and on
7 behalf of all others similarly situated,

8 Plaintiffs,

9 vs.

10 FEDEX KINKOS OFFICE AND PRINT
11 SERVICES, INC. and DOES 1 through 25,
12 inclusive,

13 Defendants.

Case No: C 05-2320 SBA

**ORDER VACATING PRETRIAL
CONFERENCE AND TRIAL DATE
AND SETTING FURTHER CASE
MANAGEMENT CONFERENCE**

14 Trial in this case is scheduled to commence on March 1, 2010. However, the trial cannot
15 commence on that date due to a criminal trial, which has priority over civil actions. Accordingly,

16 IT IS HEREBY ORDERED THAT:

17 1. The pretrial conference scheduled for February 23, 2010 and the trial date of March
18 1, 2010 are VACATED.

19 2. The parties shall appear for a telephonic Case Management Conference on **March**
20 **18, 2010 at 3:15 p.m.** to reschedule these dates. The parties shall meet and confer prior to the
21 conference and shall prepare a joint Case Management Conference Statement which shall be filed
22 no later than ten (10) days prior to the Case Management Conference that complies with the
23 Standing Order for All Judges of the Northern District of California and the Standing Order of this
24 Court. Plaintiff shall be responsible for filing the statement as well as for arranging the conference
25 call. All parties shall be on the line and shall call (510) 637-3559 at the above indicated date and
26 time. In the event the parties stipulate to the jurisdiction of a Magistrate Judge of this Court (which
27 may result in an earlier and/or more certain trial date) prior to the Case Management Conference,
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1 such conference will automatically be vacated and the assigned Magistrate Judge will assume
2 responsibility for scheduling this case for trial.

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4 IT IS SO ORDERED.

5 Dated: February 17, 2010

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7 SAUNDRA BROWN ARMSTRONG
8 United States District Judge
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